

# HB2191



## 97TH GENERAL ASSEMBLY

### State of Illinois

2011 and 2012

HB2191

by Rep. Keith P. Sommer

#### SYNOPSIS AS INTRODUCED:

50 ILCS 748/5

Amends the Volunteer Emergency Worker Job Protection Act. Provides that no public or private employer may take disciplinary action against an employee who is a volunteer emergency worker because the employee, when acting as a volunteer worker, is absent from or late to his or her employment in order to respond to an emergency. Effective immediately.

LRB097 08983 KMW 49116 b

A BILL FOR

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Volunteer Emergency Worker Job Protection  
5 Act is amended by changing Section 5 as follows:

6 (50 ILCS 748/5)

7 Sec. 5. Volunteer emergency worker; when termination of  
8 employment prohibited.

9 (a) No public or private employer may terminate or take  
10 disciplinary action against an employee who is a volunteer  
11 emergency worker because the employee, when acting as a  
12 volunteer emergency worker, is absent from or late to his or  
13 her employment in order to respond to an emergency prior to the  
14 time the employee is to report to his or her place of  
15 employment.

16 (b) An employer may charge, against the employee's regular  
17 pay, any time that an employee who is a volunteer emergency  
18 worker loses from employment because of the employee's response  
19 to an emergency in the course of performing his or her duties  
20 as a volunteer emergency worker.

21 (c) In the case of an employee who is a volunteer emergency  
22 worker and who loses time from his or her employment in order  
23 to respond to an emergency in the course of performing his or

1 her duties as a volunteer emergency worker, the employer has  
2 the right to request the employee to provide the employer with  
3 a written statement from the supervisor or acting supervisor of  
4 the volunteer fire department or governmental entity that the  
5 volunteer emergency worker serves stating that the employee  
6 responded to an emergency and stating the time and date of the  
7 emergency.

8 (d) An employee who is a volunteer emergency worker and who  
9 may be absent from or late to his or her employment in order to  
10 respond to an emergency in the course of performing his or her  
11 duties as a volunteer emergency worker must make a reasonable  
12 effort to notify his or her employer that he or she may be  
13 absent or late.

14 (Source: P.A. 93-1027, eff. 8-25-04; 94-599, eff. 1-1-06.)

15 Section 99. Effective date. This Act takes effect upon  
16 becoming law.